

Lead Based Paint Activities Regulations

**PART II.**

**DEFINITIONS AND GENERAL REQUIREMENTS.**

**~~18 VAC 15-30-30. Licensure required. (Repealed.)~~**

~~A. Each person who engages in or offers to engage in any lead-based paint activity shall first obtain a license from the board.~~

~~B. All licenses must be specific for the discipline being performed.~~

~~C. The board shall issue a license as a lead abatement firm, lead abatement supervisor, lead abatement worker, lead inspector, lead risk assessor, or lead project designer to any person who applies and meets the qualifications specified in this chapter and who is not otherwise in violation of this chapter.~~

**~~18 VAC 15-30-40. Accreditation required. (Repealed.)~~**

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- ~~A. Each person who provides a training program or offers to provide a training program for any discipline of lead based paint activity shall first obtain an approval from the board as an accredited lead training provider.~~
- ~~B. Accredited lead training providers shall offer and provide training only for the disciplines for which they are approved.~~
- ~~C. The board shall approve an accredited lead training program, training manager and principal instructor for any firm that applies and meets the qualifications specified in this chapter and is not otherwise in violation of this chapter.~~

**PART III.**

**~~APPLICATION AND RENEWAL REQUIREMENTS~~ ENTRY.**

**~~18 VAC 15-30-50. General. (Repealed.)~~**

- ~~A. Each person desiring to be issued a license or accreditation shall apply on forms provided by the department.~~

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~~B. Individual applicants shall be at least 18 years of age.~~

~~C. Each application shall be completed according to the instructions provided with the application form and shall be accompanied by the fee established in 18 VAC 15-30-160. Incomplete applications shall not be processed by the board. Application fees pay the board's costs to evaluate applications and shall not be refunded.~~

~~D. The applicant shall disclose the following information about himself in the case of an individual, or about the firm and every member of the responsible management of the firm in the case of a firm:~~

~~1. A conviction in any jurisdiction of any felony.~~

~~2. A conviction in any jurisdiction of any misdemeanor.~~

~~3. Any disciplinary action taken in another jurisdiction in connection with the applicant's environmental remediation practice including, but not limited to, monetary penalties, fines, suspension, revocation, or surrender of a license in connection with a disciplinary action.~~

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~~4. Any current or previously held environmental remediation certifications, accreditations or licenses issued by Virginia or any other jurisdiction.~~

~~Subject to the provisions of § 54.1-204 of the Code of Virginia, the board may deny any application for licensure or accreditation as a lead training provider when any of the parties listed in this subsection have been convicted of any offense listed in this subsection or has been the subject of any disciplinary action listed in subdivision 3 of this subsection. Any plea of nolo contendere shall be considered a conviction for the purposes of this subsection. A certified copy of a final order, decree or case decision by a court or regulatory agency with the lawful authority to issue such order shall be admissible as prima facie evidence of such conviction or discipline.~~

~~E. Each applicant shall disclose his physical address for all licenses or accreditations. A post office box shall not be acceptable.~~

~~F. The receipt of an application and the deposit of fees by the board does not indicate approval by the board.~~

~~G. Training requirements shall be verified by submittal to the board of the training certificate issued by the accredited lead training provider for that course.~~

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~~H. Education requirements shall be verified by submittal to the board on the Education Verification Form sent directly from the school.~~

~~I. Experience requirements shall be verified by resumes, letters of reference, or documentation of work experience.~~

~~J. All persons seeking licensure or accreditation by the board shall have all necessary occupational or professional licenses as required by Virginia statute and local ordinance to transact the business of their profession and shall meet the requirements of this chapter.~~

**18 VAC 15-30-51. Application procedures.**

All applicants seeking licensure, interim licensure or accredited lead training program approval shall submit an application with the appropriate fee specified in 18 VAC 15-30-162. Application shall be made on forms provided by the department.

By signing the application or submitting it electronically to the department, the applicant certifies that he or she has read and understands the board's statutes and regulations.

The receipt of an application and the deposit of fees by the board does not indicate approval by the board.

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The board may make further inquiries and investigations with respect to the applicant's qualifications to confirm or amplify information supplied.

Applicants will be notified if their application is incomplete. Applicants who fail to complete the process within 12 months after the date the department receives the application shall submit a new application and fee.

**18 VAC 15-30-52. Qualifications for licensure – individuals.**

**A. General.** Applicants shall meet all applicable entry requirements at the time application is made.

**B. Name.** The applicant shall disclose his full legal name.

**C. Age.** The applicant shall be at least 18 years old.

**D. Address.** The applicant shall disclose a physical address. A post office box is only acceptable when a physical address is also provided.

**E. Specific entry requirements.**

**1. Worker.** Each applicant for lead abatement worker licensure shall provide evidence of successful completion of a board-approved initial lead abatement worker course.

**2. Project Designer.** Each applicant for lead project designer licensure shall provide evidence of successful completion of a board-approved initial lead project designer

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course and successful completion of a board-approved initial lead abatement supervisor course and one of the following:

- a. A bachelor's degree in engineering, architecture, or a related profession, and one year experience in building construction and design or a related field; or
- b. Four years of experience in building construction and design or a related field.

**3. Supervisor.** Each applicant for lead abatement supervisor licensure shall provide evidence of:

- a. Successful completion of a board approved initial lead abatement supervisor course; and
- b. One year experience as a licensed lead abatement worker or two years experience in a related field (e.g., lead, asbestos or environmental remediation) or in the building trades.
- c. Each applicant shall pass a board-approved licensing examination for supervisors within 36 months after completion of the board-approved lead abatement supervisor initial training course or the board-approved lead supervisor refresher course.

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Applicants who fail the examination three times must provide to the board evidence, after the date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.

A licensed lead abatement supervisor may perform the duties of a licensed lead abatement worker.

**4. Inspector.** Each applicant for lead inspector licensure shall provide evidence of:

a. Successful completion of a board-approved initial lead inspector course.

b. Each applicant shall pass a board approved licensing examination for lead inspector within 36 months after completion of the board-approved lead inspector initial training course or the board-approved lead inspector refresher course.

Applicants who fail the examination three times must provide to the board evidence, after the date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.

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**5. Risk Assessor.** Each applicant for lead risk assessor licensure shall provide evidence of successful completion of a board-approved initial lead risk assessor training course and successful completion of a board-approved initial lead inspector training course that was at least three days in length and one of the following:

a. Certification or licensure as an industrial hygienist, a professional engineer, a registered architect or licensure in a related engineering/health/environmental field;

b. A bachelor's degree and one year of experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction);

c. An Associate's degree and two years experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction); or

d. A high school diploma or its equivalent, and at least three years experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction).

Each applicant shall pass a board-approved licensure examination for risk assessor within 36 months after completion of the board-approved lead risk assessor initial training course or the board-approved lead risk assessor refresher course. Applicants who fail the examination three times must provide to the board evidence, after the

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date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.

**F. Training verification.** Training requirements shall be verified by submittal to the board of the training certificate issued by the accredited lead training provider for that course.

**G. Education verification.** Education requirements shall be verified by submittal to the board on the Education Verification Form sent directly from the school.

**H. Experience verification.** Experience requirements shall be verified by resumes, letters of reference, or documentation of work experience.

**I. Conviction or guilt.** The applicant shall disclose the following information:

1. A conviction in any jurisdiction of any felony.

2. A conviction in any jurisdiction of any misdemeanor.

3. Any disciplinary action taken in another jurisdiction in connection with the applicant's environmental remediation practice including, but not limited to, monetary penalties, fines, suspension, revocation, or surrender of a license in connection with a disciplinary action.

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4. Any current or previously held environmental remediation certifications, accreditations or licenses issued by Virginia or any other jurisdiction.

Subject to the provisions of § 54.1-204 of the Code of Virginia, the board may deny any application for licensure or accreditation as a lead training provider when any of the parties listed in this subsection have been convicted of any offense listed in this subsection or has been the subject of any disciplinary action listed in subdivision 3 of this subsection. Any plea of nolo contendere shall be considered a conviction for the purposes of this subsection. A certified copy of a final order, decree or case decision by a court or regulatory agency with the lawful authority to issue such order shall be admissible as prima facie evidence of such conviction or discipline.

**J. Standards of conduct and practice.** Applicants shall be in compliance with the standards of conduct and practice set forth in Part VIII (Section 18 VAC 15-30-510 et. seq.) of this chapter at the time of application to the board, while the application is under review by the board, and at all times when the license is in effect.

**H. Standing.** The applicant shall be in good standing in every jurisdiction where licensed and the applicant shall not have had a license that was suspended, revoked or surrendered in connection with any disciplinary action in any jurisdiction prior to applying for licensure in

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Virginia. The board, at its discretion, may deny licensure or approval to any applicant based on disciplinary action by any jurisdiction.

**18 VAC 15-30-53. Qualifications for licensure – business entities.**

**A. General.** Every business entity shall secure a license before transacting business.

**B. Name.** The business name shall be disclosed on the application. The name under which the entity conducts business and holds itself out to the public (i.e., the trade or fictitious name) shall also be disclosed on the application. Business entities shall register their trade or fictitious names with the State Corporation Commission or the clerk of court in the county or jurisdiction where the business is to be conducted in accordance with §§ 59.1-69 through 59.1-76 of the *Code of Virginia* before submitting their application to the board.

**C. Address.** The applicant shall disclose the firm's mailing address, and the firm's physical address. A post office box is only acceptable as a mailing address when a physical address is also provided.

**D. Form of organization.** Applicants shall meet the additional requirements listed below for their business type:

**Corporations.** All applicants shall have been incorporated in the Commonwealth of Virginia, or, if a foreign corporation, shall have obtained a certificate of authority to conduct business in Virginia from the State Corporation Commission in accordance with §

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13.1-544.2 of the Code of Virginia. The corporation shall be in good standing with the State Corporation Commission at the time of application to the board and at all times when the license is in effect.

**Limited liability companies.** All applicants shall have obtained a certificate of organization in the Commonwealth of Virginia or, if a foreign limited liability company, shall have obtained a certificate of registration to do business in Virginia from the State Corporation Commission, in accordance with § 13.1-1105 of the Code of Virginia. The company shall be in good standing with the State Corporation Commission at the time of application to the board and at all times when the license is in effect.

**Partnerships.** All applicants shall have a written partnership agreement. The partnership agreement shall state that all professional services of the partnership shall be under the direction and control of a licensed or certified professional.

**Sole proprietorships.** Sole proprietorships desiring to use an assumed or fictitious name, that is a name other than the individual's full name, shall have their assumed or fictitious name recorded by the clerk of the court of the county or jurisdiction wherein the business is to be conducted.

**E. Qualifications.**

**1. Lead Contractor.** Each applicant for lead contractor licensure shall:

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a. Hold a valid Virginia contractor license with a lead specialty issued by the Virginia Board for Contractors, and shall comply with the provisions of Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia governing the regulation of contractors.

b. Certify that:

(1) Only properly licensed lead abatement supervisors and workers will be employed to conduct lead-based paint activities;

(2) A licensed lead abatement supervisor is present at each job site during all work site preparation and during post-abatement cleanup, and shall be on site or available by telephone, pager or answering service, and able to be present at the work site in no more than two hours when abatement activities are being conducted; and

(3) The standards for conducting lead-based paint activities established in this chapter and standards established by the EPA and OSHA shall be followed at all times during the conduct of lead-based paint activities; and

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(4) The company is in compliance with all other occupational and professional licenses and standards as required by Virginia statute and local ordinance to transact the business of a lead abatement contractor.

**F. Conviction or Guilt.** Neither the firm nor the owners, officers or directors shall have been convicted or found guilty, regardless of adjudication, in any jurisdiction of any felony or of any misdemeanor involving lying, cheating or stealing or of any violation while engaged in environmental remediation activity, which resulted in the significant harm or the imminent and substantial threat of significant harm to human health or the environment, there being no appeal pending therefrom or the time of appeal having lapsed. Any plea of nolo contendere shall be considered a conviction for the purposes of this section. A certified copy of the final order, decree or case decision by a court or regulatory agency with lawful authority to issue such order, decree or case decision shall be admissible as prima facie evidence of such conviction or discipline. The board, at its discretion, may deny licensure to any applicant in accordance with § 54.1-204 of the *Code of Virginia*.

**G. Standards of conduct and practice.** Applicants shall be in compliance with the standards of conduct and practice set forth in Part VIII (18 VAC 15-30-510 et seq.) and Part IX (18 VAC 15-30-760 et seq.) of this chapter at the time of application to the board, while the application is under review by the board, and at all times when the license is in effect.

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**H. Standing.** Both the firm and the owners, officers and directors shall be in good standing as a in every jurisdiction where licensed and the applicant shall not have had a license that was suspended, revoked or surrendered in connection with any disciplinary action in any jurisdiction prior to applying for licensure in Virginia. The board, at its discretion, may deny licensure to any applicant based on disciplinary action by any jurisdiction.

**I. Denial of license.** The board may refuse to issue a license to any lead contractor applicant if the applicant or its owners, officers or directors have a financial interest in a lead contractor whose lead license has been revoked, suspended or denied renewal in any jurisdiction.

**18 VAC 15-30-54. Qualifications for accredited lead training program approval.**

A. For a training program to obtain accreditation from the board to teach lead-based paint activities, the program shall demonstrate through its application material that it meets the minimum requirements for principal instructor qualifications, required topic review, length of training, and recordkeeping for each discipline for which the program is seeking accreditation. Training programs shall offer courses which teach the standards for conducting lead-based paint activities contained in this chapter, and other such standards adopted by the EPA.

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B. Each applicant for approval as an accredited lead training provider shall meet the requirements established by this chapter before being granted approval to offer an accredited lead training program. Applicants requesting approval of a lead training program to prepare participants for licensure shall apply on a form provided by the board. The application form shall be completed in accordance with the instructions supplied and shall include the following:

1. The course for which it is applying for accreditation.
  
2. A statement signed by the training program manager, which certifies that the training program meets the minimum requirements established in this chapter.
  
3. The names and qualifications, including education and experience, of each principal instructor.
  
4. A copy of the student manuals and instructor manuals or other materials to be used.
  
5. A copy of the course agenda which includes the time allocation for each course topic.
  
6. A copy of the test and answer sheet.

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7. A description of the facilities and equipment to be used for lecture and hands-on training.

8. A description of the activities and procedures that will be used for conducting the assessment of hands-on skills.

9. A copy of the quality control plan as described in this chapter.

10. An example of a certificate that will be issued to students who successfully complete the course.

11. A proposed course date for auditing purposes.

12. The application fee required by 18 VAC 15-30-162.

C. The completed application form with attachments and fee shall be received by the board no later than 45 days before the desired audit date.

D. An applicant may seek approval for as many initial and refresher courses as it chooses, but shall submit a separate application and fee for each program.

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E. Applicants may seek accreditation to offer lead-based paint activities initial or refresher courses in any of the following disciplines: lead abatement worker, lead project designer, lead abatement supervisor, lead inspector, and lead risk assessor.

F. Each training program shall be conducted in compliance with this chapter to qualify for and maintain approval as an accredited lead training program.

G. Upon receipt of an application, the board shall conduct a preliminary review and shall notify the applicant, in writing, of any deficiencies in the submittal packages. Applicants will have one year from the board's receipt of the application to correct any problems noted in the review.

H. After the application has been found to be complete and in compliance with this chapter, an on-site audit of the training program shall be conducted. The board shall conduct an additional on-site audit, grant approval or deny approval based on the board's evaluation of the level of compliance with this chapter found during the initial on-site audit.

I. Applicants denied approval shall have one year from the date of receipt of the application by the board to correct any deficiencies and notify the board in writing.

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J. An accredited training provider shall have been approved by the board before its training certificates shall be accepted by the board as evidence that an individual has completed an accredited lead training program.

K. Each accredited lead training program which is granted approval shall be sent a form indicating the discipline approved and an expiration date which shall be maintained at the business address listed on the application.

**~~18 VAC 15-30-100. Expiration. (Repealed.)~~**

~~A. Interim licenses shall expire six months from the last day of the month during which the individual completed the board approved initial or refresher accredited lead training program required by Part IV (18 VAC 15-30-170 et seq.) of this chapter regardless of the date on which the board received the application for initial licensure or the date the board issued the license.~~

~~B. Interim licenses shall not be renewed or extended.~~

~~C. Individual licenses shall expire 12 months from the last day of the month wherein the individual completed the initial training program or refresher training program required by Part IV (18 VAC 15-30-170 et seq.) of this chapter, regardless of the date on which the board~~

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~~received the application for individual licensure or the date the board issued the license. In no case shall an individual license expire later than the last day of the month which is 36 months after the date the individual completed the initial training program or most recent refresher training program.~~

~~D. Contractor licenses shall expire 12 months from the last day of the month wherein issued.~~

~~E. Accredited lead training programs approval shall expire 24 months from the last day of the month in which the board granted approval.~~

**~~18 VAC 15-30-110. Refresher training and individual license renewal. (Repealed.)~~**

~~A. Licensees desiring to maintain an individual license shall satisfactorily complete the refresher training program established by this chapter and assure that the board receives documentation of satisfactory completion no later than the last day of the month that is 36 months after the date of completion of the initial training program or refresher training program established by Part IV (18 VAC 15-30-170 et seq.) of this chapter and not less often than once each 36 months thereafter. In the case of a proficiency based course completion, refresher training is required every 60 months instead of 36 months.~~

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~~B. The board shall renew an individual license for an additional 12 months upon receipt of a renewal application and fee in compliance with 18 VAC 15-30-140 and 18 VAC 15-30-160, provided that the licensee has complied with subsection A of this section. In no case shall an individual license expire later than the last day of the month that is 36 months, or in the case of proficiency-based course 60 months, after the initial training program or most recent refresher training program was completed.~~

~~**18 VAC 15-30-120. Licensed contractor renewal. (Repealed.)**~~

~~The board shall renew a contractor license for an additional 12 months upon receipt of a renewal application and the renewal fee in compliance with 18 VAC 15-30-140 and 18 VAC 15-30-160.~~

~~**18 VAC 15-30-130. Accredited training program renewal. (Repealed.)**~~

~~A. Accredited lead training providers desiring to maintain approval of their accredited lead training program shall cause the board to receive the following no later than 48 months after the date of initial approval and not less often than once each 48 months thereafter:~~

- ~~1. The training provider's name, address, and telephone number.~~

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- ~~2. A list of courses for which it is applying for re accreditation.~~
  
- ~~3. A statement signed by the training program manager which certifies that:~~
  - ~~a. The course materials for each course meet the requirements of Part VIII (18 VAC 15-30-440 et seq.) of this chapter.~~
  
  - ~~b. The training manager and principal instructors meet the qualifications listed in 18 VAC 15-30-340.~~
  
  - ~~c. The training program manager complies at all times with all requirements of this chapter.~~
  
  - ~~d. The quality control program meets the requirements noted in 18 VAC 15-30-410.~~
  
  - ~~e. The recordkeeping requirements of this chapter will be followed.~~
  
- ~~B. The board shall renew an accredited lead training program for an additional 24 months upon receipt of a renewal application and fee, provided that the accredited lead training provider is in compliance with subsection A of this section.~~

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~~C. An audit by a board representative may be performed to verify the certified statements and the contents of the application before relicensure is granted.~~

**~~18 VAC 15-30-140. Renewal application. (Repealed.)~~**

~~A. The board shall mail a renewal notice to the licensee or accredited lead training provider at the last known address. The notice shall outline the procedures for renewal and the renewal fee amount. Failure to receive the notice shall not relieve the licensee or accredited lead training provider of the obligation to renew.~~

~~B. Prior to the expiration date shown on the license or approval, each licensee or accredited lead training provider desiring to renew the license or approval shall return to the board the renewal notice and the renewal fee. Documentation of refresher training programs for individuals and of the requirements in 18 VAC 15-30-130 A for accredited lead training programs shall be sent to the board.~~

~~C. Should the licensee or accredited lead training provider fail to receive the renewal notice, a photocopy of the current lead license or accredited lead training program approval may be substituted for the renewal notice and mailed with the required fee to the board.~~

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~~D. Interim licensure shall not be renewed or extended. Each applicant who wishes a second interim license must provide to the board evidence of having retaken and satisfactorily completed the initial training requirements and make a new application to the board.~~

~~E. If the renewal fee is not received by the board within 30 days after the expiration date printed on the license or accredited lead training program approval, a late renewal fee shall be required in addition to the renewal fee.~~

~~F. Any licensee or accredited lead training provider who fails to renew his license or accredited lead training program approval within six months after the expiration date on the license or approval shall not be permitted to renew and shall apply as a new applicant.~~

~~**18 VAC 15-30-150. Change of address or name. (Repealed.)**~~

~~Each licensed individual, licensed firm, and accredited lead training provider shall notify the board, in writing, of any change of address or name. This notification shall be sent to the board within 30 days of such relocation or name change.~~

**PART IV.**

**FEES.**

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~~18 VAC 15-30-160. Fees.~~

- ~~A. The fee for an initial or a renewal of a lead abatement worker, lead abatement supervisor, lead inspector, lead risk assessor, or lead project designer license shall be \$25.~~
- ~~B. The renewal fee for an individual license not renewed within 30 days after the expiration date on the license shall be \$50, which consists of the \$25 renewal fee and a \$25 late renewal fee.~~
- ~~C. The fee for an initial or a renewal of a lead abatement contractor license shall be \$40.~~
- ~~D. The renewal fee for a lead abatement contractor license not renewed within 30 days after the expiration date shall be \$65, which consists of the \$40 renewal fee and a \$25 late renewal fee.~~
- ~~E. The application fee for approval of an accredited lead training program shall be \$400 for each eight hours of course duration required by 18 VAC 15-30-380.~~
- ~~F. The application fee for approval of an accredited lead refresher training program shall be \$400, except for the project designer refresher, which shall be \$200.~~

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~~G. The renewal fee for an accredited lead training program and an accredited lead refresher training program shall be \$100 per course.~~

~~H. The renewal fee for an accredited lead training program and an accredited lead refresher training program not renewed within 30 days after the expiration date shall be \$125 per course, which consists of the \$100 renewal fee and a \$25 late renewal fee.~~

~~I. Fees for approval of an accredited lead training program and an accredited lead refresher training program shall not be imposed on any state, local government, or nonprofit training program.~~

~~J. The examination fee shall consist of the administration expenses of the board ensuing from the board's examination procedures and contract charges. Examination service contracts shall be established through competitive negotiations in compliance with the Virginia Public Procurement Act (§ 2.2-4300 et seq. of the Code of Virginia). The examination shall not exceed a cost of \$75 to the candidate.~~

~~K. Applicants who submit a dishonored check will be charged a \$25 service fee in addition to the required application fee.~~

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**18 VAC 15-30-161. General fee requirements.**

A. All fees are nonrefundable and shall not be prorated. The date on which the fee is received by the department or its agent will determine whether the fee is on time. Checks or money orders shall be made payable to the Treasurer of Virginia.

B. Fees for approval and renewal of an accredited lead training program and an accredited lead refresher training program shall not be imposed on any state, local government, or nonprofit training program.

C. The examination fee shall consist of the administration expenses of the board ensuing from the board's examination procedures and contract charges. Examination service contracts shall be established through competitive negotiations in compliance with the Virginia Public Procurement Act (§ 2.2-4300 et seq. of the Code of Virginia). The examination shall not exceed a cost of \$75 to the candidate.

**18 VAC 15-30-162. Application fees.**

<u>Fee Type</u>	<u>Fee Amount</u>	<u>When Due</u>
<u>Application for worker, supervisor, inspector, risk assessor or project designer license</u>	<u>\$25</u>	<u>With application</u>

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<u>Application for a lead contractor license</u>	<u>\$40</u>	<u>With application</u>
<u>Application for accredited lead training program approval</u>	<u>\$400 per day of training</u>	<u>With application</u>
<u>Application for accredited lead refresher training program approval except for project designer refresher</u>	<u>\$400</u>	<u>With application</u>
<u>Application for accredited lead project designer refresher training program approval</u>	<u>\$200</u>	<u>With application</u>

**18 VAC 15-30-163. Renewal and late renewal fees.**

<u>Fee Type</u>	<u>Fee Amount</u>	<u>When Due</u>
<u>Renewal for worker, supervisor, inspector, risk assessor or project designer license</u>	<u>\$25</u>	<u>With renewal application</u>
<u>Renewal for lead contractor's license</u>	<u>\$40</u>	<u>With renewal application</u>
<u>Renewal for accredited asbestos training program approval</u>	<u>\$100</u>	<u>With renewal application</u>

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<p><u>Late renewal for worker, supervisor, inspector, risk assessor or project designer license (includes a \$25 late renewal fee in addition to the regular \$25 renewal fee)</u></p>	<p><u>\$50</u></p>	<p><u>With renewal application</u></p>
<p><u>Late renewal for lead contractor's license(includes a \$25 late renewal fee in addition to the regular \$40 renewal fee)</u></p>	<p><u>\$65</u></p>	<p><u>With renewal application</u></p>
<p><u>Late renewal for accredited lead training program approval (includes a \$25 late renewal fee in addition to the regular \$100 renewal fee)</u></p>	<p><u>\$125</u></p>	<p><u>With renewal application</u></p>

**PART V.**

**RENEWAL.**

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**18 VAC 15-30-164. Renewal required.**

A. Interim licenses shall expire six months from the last day of the month during which the individual completed the board approved initial or refresher accredited lead training program required by Part IV (18 VAC 15-30-50.4 et seq.) of this chapter regardless of the date on which the board received the application for initial licensure or the date the board issued the license.

B. Interim licenses shall not be renewed or extended.

C. Individual licenses shall expire 12 months from the last day of the month wherein the individual completed the initial training program or refresher training program required by Part IV (18 VAC 15-30-50.4 et seq.) of this chapter, regardless of the date on which the board received the application for individual licensure or the date the board issued the license. In no case shall an individual license expire later than the last day of the month which is 36 months after the date the individual completed the initial training program or most recent refresher training program.

D. Contractor licenses shall expire 12 months from the last day of the month wherein issued.

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E. Accredited lead training programs approval shall expire 24 months from the last day of the month in which the board granted approval.

**18 VAC 15-30-165. Procedures for renewal.**

A. The board shall mail a renewal notice to the licensee or accredited lead training provider at the last known address. The notice shall outline the procedures for renewal and the renewal fee amount. Failure to receive the notice shall not relieve the licensee or accredited lead training provider of the obligation to renew.

B. Prior to the expiration date shown on the license or approval, each licensee or accredited lead training provider desiring to renew the license or approval shall return to the board the renewal notice and the renewal fee. Documentation of refresher training programs for individuals and of the requirements in 18 VAC 15-30-166(C) for accredited lead training programs shall be sent to the board.

C. Should the licensee or accredited lead training provider fail to receive the renewal notice, a photocopy of the current lead license or accredited lead training program approval may be substituted for the renewal notice and mailed with the required fee to the board.

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D. Interim licensure shall not be renewed or extended. Each applicant who wishes a second interim license must provide to the board evidence of having retaken and satisfactorily completed the initial training requirements and make a new application to the board.

**18 VAC 15-30-166. Qualifications for renewal.**

**A. Individuals.**

1. Licensees desiring to maintain an individual license shall satisfactorily complete the refresher training program established by this chapter and assure that the board receives documentation of satisfactory completion no later than the last day of the month that is 36 months after the date of completion of the initial training program or refresher training program and not less often than once each 36 months thereafter. In the case of a proficiency-based course completion, refresher training is required every 60 months instead of 36 months.

2. The board shall renew an individual license for an additional 12 months upon receipt of a renewal application and fee in compliance with 18 VAC 15-30-164 and 18 VAC 15-30-160.6, provided that the licensee has complied with subsection 1 of this section. In no case shall an individual license expire later than the last day of the month that is 36 months, or in

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the case of proficiency-based course 60 months, after the initial training program or most recent refresher training program was completed.

**B. Contractors.**

The board shall renew a contractor license for an additional 12 months upon receipt of a renewal application and the renewal fee in compliance with 18 VAC 15-30-164 and 18 VAC 15-30-160.6. Return of the renewal application and renewal fee to the board shall constitute a certification that the licensee is in full compliance with the board's regulations.

**C. Accredited training programs.**

1. Accredited lead training providers desiring to maintain approval of their accredited lead training program shall cause the board to receive the following no later than 48 months after the date of initial approval and not less often than once each 48 months thereafter:

a. The training provider's name, address, and telephone number.

b. A statement signed by the training program manager which certifies that:

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- (1) The course materials for each course meet the requirements of Part VII (18 VAC 15-30-440 et seq.) of this chapter.
  - (2) The training manager and principal instructors meet the qualifications listed in 18 VAC 15-30-340.
  - (3) The training program manager complies at all times with all requirements of this chapter.
  - (4) The quality control program meets the requirements noted in 18 VAC 15-30-410.
  - (5) The recordkeeping requirements of this chapter will be followed.
- 
2. Return of the renewal application and renewal fee to the board shall constitute a certification that the accredited lead training provider is in full compliance with the board's regulations.
  3. An audit by a board representative may be performed to verify the certified statements and the contents of the application before relicensure is granted.

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4. Accredited lead training programs determined by the board to have met the renewal requirements shall be issued an approval for an additional 24 months.

**18 VAC 15-30-167. Late renewal.**

A. If the renewal fee is not received by the board within 30 days after the expiration date printed on the license or accredited lead training program approval, a late renewal fee shall be required in addition to the renewal fee.

B. Any licensee or accredited lead training provider who fails to renew his license or accredited lead training program approval within six months after the expiration date on the license or approval shall not be permitted to renew and shall apply as a new applicant.

**PART IV.**

**~~INDIVIDUAL LICENSURE REQUIREMENTS.~~**

**~~18 VAC 15-30-170. Licensed lead abatement worker. (Repealed.)~~**

Lead Based Paint Activities Regulations

~~Each applicant for lead abatement worker licensure shall comply with the application requirements established in 18 VAC 15-30-50 and include evidence of successful completion of a board approved initial lead abatement worker course.~~

~~**18 VAC 15-30-180. Licensed lead project designer. (Repealed.)**~~

~~Each applicant for lead project designer licensure shall comply with the application requirements established in 18 VAC 15-30-50 and include evidence of successful completion of a board approved initial lead project designer course and successful completion of a board approved initial lead abatement supervisor course and one of the following:~~

- ~~1. A bachelor's degree in engineering, architecture, or a related profession, and one year experience in building construction and design or a related field; or~~
- ~~2. Four years of experience in building construction and design or a related field.~~

~~**18 VAC 15-30-205. Licensed lead abatement supervisor. (Repealed.)**~~

~~A. Each applicant for lead abatement supervisor licensure shall comply with the application requirements established in 18 VAC 15-30-50 and include evidence of:~~

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- ~~1. Successful completion of a board approved initial lead abatement supervisor course; and~~
  - ~~2. One year experience as a licensed lead abatement worker or two years experience in a related field (e.g., lead, asbestos or environmental remediation) or in the building trades.~~
- ~~B. Each applicant shall pass a board approved licensing examination for supervisors within 36 months after completion of the board approved lead abatement supervisor initial training course or the board approved lead supervisor refresher course.~~
- ~~C. Applicants who fail the examination three times must provide to the board evidence, after the date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.~~
- ~~D. A licensed lead abatement supervisor may perform the duties of a licensed lead abatement worker.~~

~~18 VAC 15-30-225. Licensed lead inspector. (Repealed.)~~

Lead Based Paint Activities Regulations

- ~~A. Each applicant for lead inspector licensure shall comply with the application requirements established in 18 VAC 15-30-50 and include evidence of successful completion of a board-approved initial lead inspector course.~~
- ~~B. Each applicant shall pass a board-approved licensing examination for lead inspector within 36 months after completion of the board-approved lead inspector initial training course or the board-approved lead inspector refresher course.~~
- ~~C. Applicants who fail the examination three times must provide to the board evidence, after the date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.~~

**~~18 VAC 15-30-245. Licensed lead risk assessor. (Repealed.)~~**

- ~~A. Each applicant for lead risk assessor licensure shall comply with the application requirements established in 18 VAC 15-30-50 and include evidence of successful completion of a board-approved initial lead risk assessor training course and successful completion of a board-approved initial lead inspector training course that was at least three days in length and one of the following:~~

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- ~~1. Certification or licensure as an industrial hygienist, a professional engineer, a registered architect or licensure in a related engineering/health/environmental field;~~
  - ~~2. A bachelor's degree and one year of experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction);~~
  - ~~3. An Associate's degree and two years experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction); or~~
  - ~~4. A high school diploma or its equivalent, and at least three years experience in a related field (e.g., lead, asbestos, environmental remediation work, or construction).~~
- ~~B. Each applicant shall pass a board approved licensure examination for risk assessor within 36 months after completion of the board approved lead risk assessor initial training course or the board approved lead risk assessor refresher course.~~
- ~~C. Applicants who fail the examination three times must provide to the board evidence, after the date of their third examination failure, of having retaken and satisfactorily completed the initial training requirements and make new application to the board. The applicant is then eligible to sit for the examination an additional three times.~~

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**PART V.**

**LICENSED CONTRACTOR REQUIREMENTS.**

**~~18 VAC 15-30-250. Requirements for licensure. (Repealed.)~~**

~~A. Each applicant for lead contractor licensure shall hold a valid Virginia contractor license with a lead specialty issued by the Virginia Board for Contractors, and shall comply with the provisions of Chapter 11 (§ 54.1-1100 et seq.) of Title 54.1 of the Code of Virginia governing the regulation of contractors.~~

~~B. Firms seeking contractor licensing shall certify that:~~

~~1. Only properly licensed lead abatement supervisors and workers will be employed to conduct lead-based paint activities;~~

~~2. A licensed lead abatement supervisor is present at each job site during all work site preparation and during post abatement cleanup, and shall be on site or available by~~

Lead Based Paint Activities Regulations

~~telephone, pager or answering service, and able to be present at the work site in no more than two hours when abatement activities are being conducted; and~~

~~3. The standards for conducting lead based paint activities established in this chapter and standards established by the EPA and OSHA shall be followed at all times during the conduct of lead based paint activities; and~~

~~4. The company is in compliance with all other occupational and professional licenses and standards as required by Virginia statute and local ordinance to transact the business of a lead abatement contractor.~~

**~~PART VI.~~**

**~~TRAINING PROGRAM ACCREDITATION.~~**

**~~18 VAC 15-30-260. General. (Repealed.)~~**

~~A. Each applicant for approval as an accredited lead training provider shall meet the requirements established by this chapter before being granted approval to offer an accredited lead training program. Applicants requesting approval of a lead training program to prepare~~

Lead Based Paint Activities Regulations

~~participants for licensure shall apply on a form provided by the board. The application form shall be completed in accordance with the instructions supplied and shall include the following:~~

- ~~1. The course for which it is applying for accreditation.~~
- ~~2. A statement signed by the training program manager, which certifies that the training program and each principal instructor meets the minimum requirements established in this chapter.~~
- ~~3. A copy of the student manuals and instructor manuals or other materials to be used.~~
- ~~4. A copy of the course agenda which includes the time allocation for each course topic.~~
- ~~5. A copy of the test and answer sheet.~~
- ~~6. A description of the facilities and equipment to be used for lecture and hands on training.~~
- ~~7. A description of the activities and procedures that will be used for conducting the assessment of hands on skills.~~

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- ~~8. A copy of the quality control plan as described in this chapter.~~
  - ~~9. An example of a certificate that will be issued to students who successfully complete the course.~~
  - ~~10. A proposed course date for auditing purposes.~~
  - ~~11. The application fee required by 18 VAC 15-30-160.~~
- ~~B. The completed application form with attachments and fee shall be received by the board no later than 45 days before the desired audit date.~~
- ~~C. An applicant may seek approval for as many initial and refresher courses as it chooses, but shall submit a separate application and fee for each program.~~
- ~~D. Applicants may seek accreditation to offer lead based paint activities initial or refresher courses in any of the following disciplines: lead abatement worker, lead project designer, lead abatement supervisor, lead inspector, and lead risk assessor.~~
- ~~E. Each training program shall be conducted in compliance with this chapter to qualify for and maintain approval as an accredited lead training program.~~

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**~~18 VAC 15-30-270. Board review and audit procedures. (Repealed)~~**

- ~~A. Upon receipt of an application, the board shall conduct a preliminary review and shall notify the applicant, in writing, of any deficiencies in the submittal packages. Applicants will have one year from the board's receipt of the application to correct any problems noted in the review.~~
- ~~B. After the application has been found to be complete and in compliance with this chapter, an on-site audit of the training program shall be conducted. The board shall conduct an additional on-site audit, grant approval or deny approval based on the board's evaluation of the level of compliance with this chapter found during the initial on-site audit.~~
- ~~C. Applicants denied approval shall have one year from the date of receipt of the application by the board to correct any deficiencies and notify the board in writing.~~
- ~~D. An accredited training provider shall have been approved by the board before its training certificates shall be accepted by the board as evidence that an individual has completed an accredited lead training program.~~

**~~18 VAC 15-30-280. Accreditation approval. (Repealed.)~~**

Lead Based Paint Activities Regulations

~~Each accredited lead training program which is granted approval shall be sent a form indicating the discipline approved and an expiration date which shall be maintained at the business address listed on the application.~~

**~~18 VAC 15-30-290. Changes to an approved course. (Repealed.)~~**

~~Once a training course has been approved, substantial changes in any of the approved items must be submitted to the board for review and approval prior to the continuation of the training course. These items include, but are not limited to:~~

- ~~1. Course curriculum.~~
- ~~2. Course examination.~~
- ~~3. Course materials.~~
- ~~4. Training manager and principal instructor or instructors.~~
- ~~5. Certificate of completion.~~

Lead Based Paint Activities Regulations

~~The board shall communicate its approval or disapproval in the same manner as for initial applications for accreditation approval.~~

~~**18 VAC 15-30-300. Change of ownership. (Repealed.)**~~

~~When an accredited lead training provider offering an accredited lead training program has a change of ownership, the new owner shall apply anew.~~

~~**PART VII. PART VI**~~

~~**REQUIREMENTS FOR THE ACCREDITATION OF STANDARDS OF PRACTICE  
AND CONDUCT FOR ACCREDITED LEAD TRAINING PROGRAMS.**~~

~~**18 VAC 15-30-330. General. (Repealed)**~~

~~For a training program to obtain accreditation from the board to teach lead-based paint activities, the program shall demonstrate through its application material that it meets the minimum requirements for principal instructor qualifications, required topic review, length of training, and recordkeeping for each discipline for which the program is seeking accreditation.~~

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~~Training programs shall offer courses which teach the standards for conducting lead based paint activities contained in this chapter, and other such standards adopted by the EPA.~~

**18 VAC 15-30-332. Changes to an approved course.**

Once a training course has been approved, substantial changes in any of the approved items must be submitted to the board for review and approval prior to the continuation of the training course. These items include, but are not limited to:

1. Course curriculum.
2. Course examination.
3. Course materials.
4. Training manager and principal instructor or instructors.
5. Certificate of completion.

The board shall communicate its approval or disapproval in the same manner as for initial applications for accreditation approval.

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**18 VAC 15-30-334. Change of ownership.**

When an accredited lead training provider offering an accredited lead training program has a change of ownership, the new owner shall apply anew.

**18 VAC 15-30-420. Recordkeeping and provision of records to the board.**

A. Each accredited lead training program shall maintain and make available upon request from the board the following records:

1. All documents specified in 18 VAC 15-30-360 that demonstrate the qualifications listed in 18 VAC 15-30-340 of the training manager and principal instructors.
2. Current curriculum/course materials and documents reflecting any changes made to these materials.
3. Course examination.

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4. Information on how the hands-on assessment is conducted including, but not limited to, who conducts the assessment, how the skills are graded, what facilities are used, and the pass/fail rate.
5. The quality control plan described in 18 VAC 15-30-410.
6. Results of the student's hands-on skills assessments and course examination and a copy of each student's course completion certificate.
7. Any other material not listed in this chapter that was submitted to the board as part of the application for accreditation.

The accredited lead training provider shall retain these records at the location specified on the training program application for a minimum of three years and six months.

- B. The training manager shall notify the board at least seven business days prior to the start date of any accredited lead training program. For the purposes of this section, a business day shall mean Monday through Friday with the exception of federal holidays.

Lead Based Paint Activities Regulations

- C. The training manager shall provide an updated notification when an accredited lead training program will begin on a date other than the start date specified in the original notification as follows:
1. For accredited lead training programs beginning prior to the start date provided to the board, an updated notification must be received by the board at least seven business days before the new start date.
  2. For accredited lead training programs beginning after the start date provided to the board, an updated notification must be received by the board at least two business days before the start date provided to the board.
- D. The training manager shall update the board of any change in location of an accredited lead training program at least seven business days prior to the start date provided to the board.
- E. The training manager shall update the board regarding any accredited lead training program cancellations or any other change to the original notification at least two business days prior to the start date provided to the board. This requirement shall not apply to situations or circumstances beyond the control of the training provider.
- F. Each notification, including updates, shall include the following:

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1. Notification type (original, update, cancellation).
  2. Training program name, Virginia accreditation number, address, and telephone number.
  3. Course discipline, type (initial/refresher), and the language in which the instruction will be given.
  4. Dates and times of training.
  5. Training locations, telephone number, and address.
  6. Principal instructor's name.
  7. Training manager's name and signature.
- G. The training program participant list shall be completed by the training provider and training program participants daily.
- H. The training program participant list shall be retained by the training provider for three years following the date of completion of the training program.

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- I. The training manager shall provide to the board the accredited lead training program participant list no later than ten business days following the training program completion. For the purposes of this section, a business day shall mean Monday through Friday with the exception of federal holidays.
  
- J. The training program participant list shall include the following:
  1. Training program name, Virginia accreditation number, address, and telephone number.
  
  2. Course discipline and type (initial/refresher).
  
  3. Dates of training.
  
  4. Each participant's name, address, ~~date of birth~~ social security number, course completion certificate number, and course test score.
  
  5. Training manager's name and signature.
  
- K. ~~Written notifications and training program participant lists must be submitted using the U.S. Postal Service, by fax, by commercial delivery service, or hand delivered using a sample~~

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~~form available from the board or a similar form that contains the information required by this section.~~ Notifications and training program participant lists ~~may also~~ shall be submitted electronically ~~via an e-mail address~~ in the manner established by the board specifically to receive this documentation using a sample form designed by and available from the board. Any variation upon this procedure shall be approved by the board prior to submission.

- L. The training provider shall retain all examinations completed by training program participants for a period of three years.
- M. The department ~~will~~ shall not recognize training certificates from approved training providers that fail to notify or fail to provide a training program participant list.

**~~PART IX.~~ PART VIII.**

**STANDARDS FOR CONDUCTING LEAD-BASED PAINT ACTIVITIES.**

**18 VAC 15-30-510. General requirements.**

- A. This part establishes work practice standards for conducting lead-based paint activities in target housing and child-occupied facilities.

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- B. Notification shall be sent by the licensed lead abatement contractor to the Virginia Department of Labor and Industry prior to the commencement of any lead-based paint abatement activities. The notification shall be sent in a manner prescribed by the Virginia Department of Labor and Industry.
- C. No licensed lead abatement contractor shall enter into a contract to perform a lead abatement project if the lead inspection or project design is to be performed by individuals with an employer/employee relationship with, or financial interest in, the lead abatement contractor unless the contractor provides the building owner with a “Virginia Lead Consumer Information and Disclosure Sheet,” which is available from the board. Persons licensed to perform post-abatement clearance procedures shall be independent of and have no financial interest in or an employer/employee relationship with the licensed lead abatement contractor.
- D. The relationships described in subsection C of this section must be disclosed and the disclosure form must be signed and dated by the building owner, or his agent, and the contracting entity prior to the signing of any contract to conduct lead-based paint activities. The contractor must provide the disclosure form to all parties involved in the lead abatement project. The disclosure form shall be kept on the lead abatement project site and available for review.

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E. When performing a lead-based paint inspection, lead-hazard screen, risk assessment or abatement, a licensed individual must perform that activity in compliance with documented methodologies. Documented methodologies that are appropriate for this chapter include the following:

1. U.S. Department of Housing and Urban Development (HUD) Guidelines for the Evaluation and Control of Lead-Based Paint Hazards in Housing, June 1995 edition, including the 1997 Revision to Chapter 7: Lead-Based Paint Inspection.
2. 40 CFR Part 745, Subpart D.
3. EPA Guidance on Residential Lead-Based Paint, Lead-Contaminated Dust and Lead-Contaminated Soil (60 FR 47248-47257).
4. EPA Residential Sampling for Lead: Protocols for Dust and Soil Sampling, Final Report (EPA 747-R-95-001, March 1995).
5. Any future EPA or HUD guidance that may replace the above methodologies.
6. Regulations, guidance, methods or protocols authorized by the board.

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- F. Individuals conducting lead-based paint activities shall comply with the work practice standards enumerated in this chapter.
- G. Any lead-based paint activities, as described in this chapter, shall be performed only by individuals licensed by the board to perform such activities.
- H. All reports and plans required by 18 VAC 15-30-520 through 18 VAC 15-30-651 shall be maintained by the licensed firm or individual who prepared the report for at least three years. The licensed firm or individual also shall provide copies of these reports to the building owner or person who contracted for its services.

**~~PART X.~~ PART IX.**

**GENERAL STANDARDS OF PRACTICE AND CONDUCT.**

**18 VAC 15-30-810. Grounds for denial of application, denial of renewal, or discipline.**

- A. The board shall have the authority to fine any licensee or accredited lead training provider, training manager or principal instructor, and to deny renewal, to suspend, to revoke or to

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deny application for any license or approval as an accredited lead training program, accredited lead training provider, training manager or principal instructor provided for under Chapter 5 of Title 54.1 of the Code of Virginia for:

1. Violating or inducing another person to violate any of the provisions of Chapter 1, 2, 3, or 5 of Title 54.1 of the Code of Virginia, or any of the provisions of this chapter.
2. Obtaining a license, approval as an accredited lead training program, approval as an accredited lead training provider or approval as a training manager or principal instructor through fraudulent means.
3. ~~Altering, or falsifying or issuing a fraudulent~~ Virginia lead license or a training certificate ~~issued by~~ from an accredited lead training provider.
4. Violating any provision of any federal or state regulation pertinent to lead-based paint activities.
5. Having been found guilty by the board, another regulatory authority, or by a court, of any misrepresentation in the course of performing his operating duties.

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6. Subject to the provisions of § 54.1-204 of the Code of Virginia, having been convicted or found guilty, regardless of adjudication in any jurisdiction of the United States, of any felony or of any misdemeanor involving lying, cheating, or stealing, or of any violation while engaged in environmental remediation activity that resulted in the significant harm or the imminent and substantial threat of significant harm to human health or the environment, there being no appeal pending therefrom or the time for appeal having elapsed. Any plea of nolo contendere shall be considered a conviction for the purposes of this chapter. A certified copy of the final order, decree or case decision by a court or regulatory agency with lawful authority to issue such order, decree or case decision shall be admissible as prima facie evidence of such conviction or discipline.
7. Failing to notify the board in writing within 30 days of pleading guilty or nolo contendere or being convicted or found guilty of any felony or of any misdemeanor involving lying, cheating, or stealing or of any violation while engaged in environmental remediation activity that resulted in the significant harm or the imminent threat of significant harm to human health or the environment.
8. Negligence, or a continued pattern of incompetence, in the practice of the discipline in which a lead license is held.

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9. Failing or neglecting to send any information or documentation that was requested by the board or its representatives.
  10. Refusing to allow state or federal representatives access to any area of an abatement site for the purpose of lawful compliance inspections.
  11. Any unlawful act or violation of any provision of Chapter 5 of Title 54.1 of the Code of Virginia or of the regulations of the board by any lead abatement supervisor or lead abatement worker may be cause for disciplinary action against the lead abatement contractor for whom he works if it appears to the satisfaction of the board that the lead abatement contractor knew or should have known of the unlawful act or violation.
  12. Failing to notify the board in writing within 30 days after any change in address or name.
  13. Acting as or being an ostensible licensee for undisclosed persons who do or will control or direct, directly or indirectly, the operations of the licensee's business.
- B. Any individual or firm whose license, approval as an accredited lead training program, approval as an accredited lead training provider or approval as a training manager or principal instructor is revoked under this section shall not be eligible to reapply for a period of one year from the effective date of the final order of revocation. The individual or firm

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shall meet all education, experience, and training requirements, complete the application, and submit the required fee for consideration as a new applicant.

C. The board shall conduct disciplinary procedures in accordance with §§ 2.2-4019 and 2.2-4021 of the Administrative Process Act.

**18 VAC 15-30-820. Suspension or revocation of approval of an accredited lead training provider.**

A. The board may suspend, revoke, or modify an accredited lead training program's approval if an accredited lead training provider, training manager, or other person with supervisory authority over the training program has:

1. Misrepresented the contents of a training course to the board or the student population.
2. Failed to submit required information or notification in a timely manner.
3. Failed to submit training program notifications as required and in the manner described in 18 VAC 15-30-420.

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4. Failed to submit training program participant lists as required and in the manner described in 18 VAC 15-30-420.
  5. Failed to maintain required records.
  6. Falsified accreditation records, qualifications of the training manager and principal instructors, or other accreditation information.
  7. Failed to comply with the federal, state, or local lead-based paint statutes or regulations.
  8. Acted as an ostensible licensee for undisclosed persons who do or will control or direct, directly or indirectly, the operations of the accredited lead training provider's business.
- B. The board shall conduct disciplinary procedures in accordance with §§ 2.2-4019 and 2.2-4021 of the Administrative Process Act.